

and such acknowledgment or proof as to the execution by the husband and such acknowledgment or proof as to the execution by the wife shall be taken and certified as provided by law. Any conveyance, power of attorney, contract to convey, mortgage, deed of trust or other instrument executed by any married woman in the manner by this chapter provided, and executed by her husband also, shall be valid in law to pass, bind or charge the estate, right, title and interest of such married woman in and to all such lands, tenements and hereditaments or other estate, real or personal, as shall constitute the subject matter or be embraced within the terms and conditions of such instrument or purport to be passed, bound, charged or conveyed thereby.

SEC. 5. Amend Section thirty-nine - eight of the General Statutes of North Carolina by rewriting said section so that hereafter the same shall read as follows:

Acknowledgement by husband and wife may be at different times or places and before different officers.

SEC. 39-8. Acknowledgment at different times and places; before different officers; order immaterial. In all cases of deeds, or other instruments executed by husband and wife and requiring registration, the probate of such instruments as to the husband and due proof or acknowledgment of the wife may be taken before different officers authorized by law to take probate of deeds, and at different times and places, whether both of said officials reside in this State or only one in this State and the other in another state or country. And in taking the probate of such instruments executed by husband and wife, it is immaterial whether the execution of the instrument was proven as to or acknowledged by the husband before or after due proof as to or acknowledgment of the wife.

SEC. 6. Amend Section thirty-nine - nine of the General Statutes of North Carolina by rewriting said section so that the same shall hereafter read as follows:

Absence of wife's acknowledgment does not affect validity of instrument as to husband, who executes and acknowledges same.

SEC. 39-9. Absence of wife's acknowledgment does not affect deed as to husband. When an instrument purports to be signed by a husband and wife the instrument may be ordered registered, if the acknowledgment of the husband is duly taken, but no such instrument shall be the act or deed of the wife unless proven or acknowledged by her according to law.

SEC. 7. Amend Section thirty-nine - eleven of the General Statutes of North Carolina by rewriting said section so that the same shall hereafter read as follows:

Certain conveyances not affected by fraud if acknowledgment regular, if grantee did not participate in or have knowledge of same.

SEC. 39-11. Certain conveyances not affected by fraud if acknowledgment or privy examination regular. No deed conveying lands nor any instrument required or allowed by law to be registered, executed by husband and wife since the eleventh of March, one thousand eight hundred and eighty-nine, if the ac-